

1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB133)

Received: 06/22/99

Received By: fasttn

Wanted: Soon

Identical to LRB:

For: Assembly Republican Caucus (608) 266-1452

By/Representing: Dake

This file may be shown to any legislator: NO

Drafter: fasttn

May Contact:

Alt. Drafters:

Subject: Transportation - highways

Extra Copies: PEN, ISR, LFB - 1

Pre Topic:

ARC:.....Dake - Motion 303(17).

Topic:

State highway rehabilitation/eligible projects

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	fasttn 06/24/99	wjackson 06/24/99		_____			
/1			jfrantze 06/24/99	_____	lrb_docadmin 06/24/99		

FE Sent For:

<END>

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1/?	fasttn	1 wlj 6/24	7/6/24	7/6/ch 6/24			

FE Sent For:

<END>

TNF
16. *STH 23 Enumeration.* Enumerate STH 23 between Fond du Lac and Plymouth in Fond du Lac and Sheboygan counties as a major highway development project.

TNF
17. *State Highway Rehabilitation -- Eligible Projects.* Specify that the cost to maintain or replace pavement marking and the cost to operate, maintain or replace highway signs, traffic signals and highway lighting may not be paid through the state highway rehabilitation program unless such activities are done in conjunction with a resurfacing, reconditioning or reconstruction project on a state trunk highway. Under this item, the cost of these activities would have to be paid from the budget for the state highway maintenance and traffic operations program.

ISR
18. *Stormwater Regulation Costs.* Require DOT to allocate \$750,000 in 1999-00 and \$850,000 in 2000-01 from the major highway development program and \$4,900,000 in 1999-00 and \$5,400,000 in 2000-01 from the state highway rehabilitation program for costs related to complying with stormwater regulations. Decrease funding by \$1,800,000 SEG in 1999-00 and increase funding by \$1,800,000 SEG in 2000-01 for the state highway rehabilitation program.

PEN
RCT
19. *Purchase of Real Estate, Easements or Development Rights.* Prohibit DOT from purchasing land, easements or the development rights to land, or reimbursing local governmental units or private entities for the purchase of land, easements or the development rights to land from the appropriations for the state highway program unless both of the following apply: (a) the purchase is done in conjunction with a current or proposed highway improvement project; and (b) the land is within one-quarter of one mile of the highway being improved. Specify that this provision would not apply if either of the following apply: (a) the purchase of land is done for the purposes of establishing or expanding a wetland to mitigate the destruction of wetlands by highway improvement projects; or (b) the purchase of land, easements or the development rights to land or the reimbursement of local units of government or private entities for the purchase of land, easements or the development rights to land is done in compliance with an agreement between DOT and other parties related to a highway improvement project, if the agreement was signed by the parties prior to the effective date of the bill.

TNF
20. *Contracting of Projects by Local Governments.* Delete a current law provision that permits DOT to designate the governing body of a city, county, village or town as its agent on behalf of the state to perform the bidding and contracting responsibilities associated with a highway improvement project.

ISR
21. *Liability Exemption for Public Works Contractors Using Recycled Materials in Public Works Projects.* Specify that any person (defined as an individual, owner, operator, corporation, limited liability company, partnership, association, municipality, interstate agency, state agency or federal agency) is immune from any and all liability associated with the use of special waste (defined as any solid waste that is characterized for beneficial use in public work projects by the Department of Natural Resources) in public work projects (defined as any work done under contract with a state agency or local governmental unit) or from damages resulting from the person's actions or omissions relating to the special waste, provided that all of the following apply: (a) the acts or omissions by the person occurred while performing work under a contract for a public work

1999

Date (time)
needed

D-NOTE /

SOON

LRB b 091011

CAUCUS BUDGET AMENDMENT
[ONLY FOR CAUCUS]

TNF: Wlj:

See form AMENDMENTS — COMPONENTS & ITEMS.

CAUCUS AMENDMENT
TO ASSEMBLY SUBSTITUTE AMENDMENT 1
TO 1999 ASSEMBLY BILL 133

>>FOR CAUCUS SUPERAMENDMENT — NOT FOR INTRODUCTION<<

At the locations indicated, amend the substitute amendment as follows:

#. Page 958, line 19.: after that line insert:

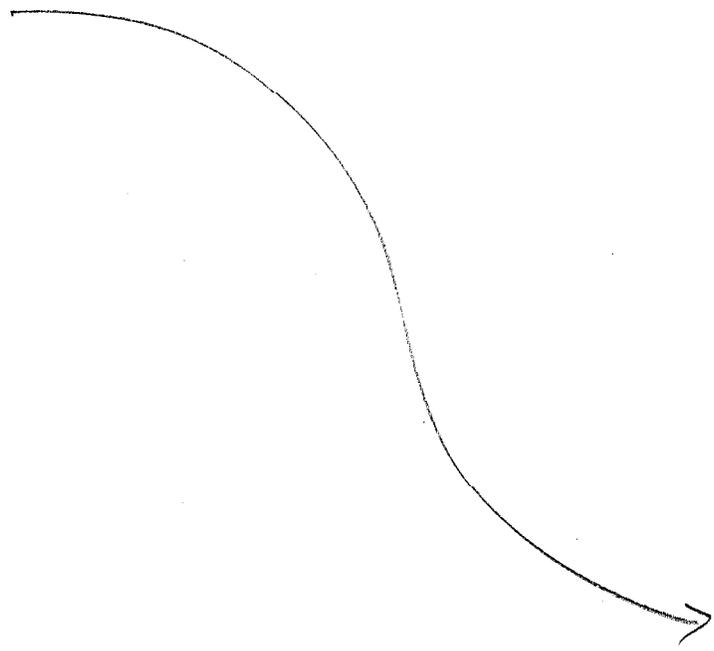
#. Page , line :

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"^{(CS)+(B)}SECTION 1818^(B). CR; 84.01 (31)

84.01 (31)^(B) STATE HIGHWAY REHABILITATION^(CS)

^(CS)FUNDS. The department may not use funds from the appropriations under s. 20.395 (3) (cg)⁽¹⁾ to (cx)⁽¹⁾ for the maintenance or replacement of curb and pavement or other markings, or for the operation, maintenance^{or} replacement of highway signs, traffic signals or highway lighting, unless the maintenance, replacement or operation is in conjunction with activities related to a state trunk highway reconditioning, reconstruction or resurfacing project."

(END)

D-NOTE

LRB60910/1dn
TNF:WLj

DRAFTER'S NOTE

¶ In lieu of "pavement markings", I have used "curb and pavement or other markings".
See ss. 84.03(1)(c) and 86.25(2), stats.

TNF

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb0910/1dn
TNF:wljjf

June 24, 1999

In lieu of "pavement markings", I have used "curb and pavement or other markings".
See ss. 84.03 (1) (c) and 86.25 (2), stats.

Timothy N. Fast
Senior Legislative Attorney
Phone: (608) 266-9739
E-mail: Tim.Fast@legis.state.wi.us



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0910/1
TNF:wlj:jf

ARC:.....Dake - Motion 303(17), State highway rehabilitation/eligible projects

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 958, line 19: after that line insert:

3 **"SECTION 1818p.** 84.01 (31) of the statutes is created to read:

4 84.01 (31) STATE HIGHWAY REHABILITATION FUNDS. The department may not use
5 funds from the appropriations under s. 20.395 (3) (cq) to (cx) for the maintenance or
6 replacement of curb and pavement or other markings, or for the operation,
7 maintenance or replacement of highway signs, traffic signals or highway lighting,
8 unless the maintenance, replacement or operation is in conjunction with activities

1 related to a state trunk highway reconditioning, reconstruction or resurfacing
2 project.”.

3 (END)